

## Message Text

UNCLASSIFIED

PAGE 01 BRUSSE 10956 051713Z  
ACTION EB-08

INFO OCT-01 EUR-12 IO-14 ISO-00 AGRE-00 AID-05 CEA-01  
CIAE-00 COME-00 FRB-01 INR-10 NSAE-00 SP-02  
STR-07 TRSE-00 LAB-04 SIL-01 OMB-01 L-03 ITC-01  
/071 W

-----077119 051740Z /75

R 051708Z JUN 78  
FM AMEMBASSY BRUSSELS  
TO SECSTATE WASHDC 7065  
INFO ALL EC CAPITALS  
USMISSION GENEVA

UNCLAS BRUSSELS 10956

USEEC

PASS AGRICULTURE ELECTRONICALLY  
PARIS ALSO FOR USOECD  
GENEVA ALSO FOR USMTN

E.O. 11652: N/A  
TAGS: EAGR, EEC  
SUBJ: SUSPENSION OF AWARDS UNDER EC SUGAR EXPORT TENDER

REF: STATE 138496

A COMMISSION OFFICIAL IN THE SUGAR DIVISION CONFIRMED  
PRESS REPORTS (REFTEL) THAT NO AWARDS WERE NOW BEING MADE  
UNDER THE SUGAR EXPORT TENDER IN RESPONSE TO AN UNFAVOR-  
ABLE RULING BY THE EUROPEAN COURT OF JUSTICE (ECJ). THE  
ECJ RULING CONCERNED CASE 108/77 AND WAS MADE ON MAY 24,  
1978. ACCORDING TO THE OFFICIAL, THE RULING CONCERNS A  
RATHER TECHNICAL POINT OF LAW. A GERMAN TRADER ALLEGED  
THAT THE COMMISSION DID NOT HAVE THE AUTHORITY TO APPLY  
THE MONETARY COEFFICIENT IN THE CALCULATION OF THE EXPORT  
SUBSIDY. THE COURT UPHELD THE GERMAN TRADER'S VIEWPOINT.  
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AS A RESULT, THE COMMISSION HAS STOPPED AWARDS UNDER THE  
TENDER SYSTEM UNTIL EC RULES CAN BE AMENDED TO AUTHORIZE  
THE APPLICATION OF MONETARY COEFFICIENTS. THIS WILL  
INVOLVE A MODIFICATION OF COMMISSION REGULATION 1380/75.  
THE OFFICIAL FELT THAT MODIFICATION OF THIS REGULATION  
WOULD POSE NO MAJOR PROBLEM AND COULD BE DONE WITHIN A  
WEEK OR SO. HE ANTICIPATED THAT OPERATION OF THE SUGAR

TENDER SYSTEM WOULD PROBABLY RESUME THIS WEEK. HINTON

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** SUGAR, EXPORTS, TRADE AGREEMENTS, CONTRACTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 05 jun 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 jan 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978BRUSSE10956  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780234-0930  
**Format:** TEL  
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**Handling Restrictions:** n/a  
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**Line Count:** 63  
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**Litigation History:**  
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**Message ID:** 9c32be92-c288-dd11-92da-001cc4696bcc  
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**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Previous Handling Restrictions:** n/a  
**Reference:** 78 STATE 138496  
**Retention:** 0  
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**Review Content Flags:**  
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**Review Event:**  
**Review Exemptions:** n/a  
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**Review Release Date:** N/A  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2495359  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** SUSPENSION OF AWARDS UNDER EC SUGAR EXPORT TENDER  
**TAGS:** EAGR, EEC  
**To:** STATE USOECD MULTIPLE  
**Type:** TE  
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**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014